

# HELM

FINANCIAL CORPORATION

One Embarcadero Center • San Francisco, CA 94111

415/398-4510

FAX 415/398-4816

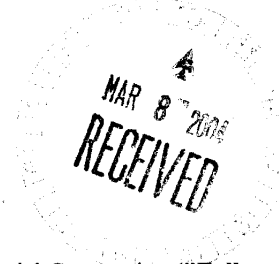
www.hlmx.com

March 5, 2004

RECORDATION NO. 22109-1 FILED

MAR 8 '04 12:54 PM

SURFACE TRANSPORTATION BOARD



Mr. Vernon Williams  
Surface Transportation Board  
1925 K Street, N.W.  
Washington, D.C. 20423-0001

RE: Full Termination of Lease dated as of March 5, 2004 by Helm Financial Corporation ("Full Termination").

Dear Mr. Williams:

On behalf of Helm Financial Corporation, I submit for filing and recording, under 49 U.S.C. Section 11303(a) and the regulations promulgated thereunder the following document:

Two (2) fully-executed originals of the above-referenced Full Termination.

In connection with the recording of the Full Termination, please note the following information:

Name and Address of Lessor: Helm Financial Corporation  
One Embarcadero Center, Suite 3700  
San Francisco, CA 94111

Name and Address of Lessee: CSR Southern Aggregates  
7460 Phillips Highway  
Jacksonville, FL 32256

Equipment: 56 Open Top Hopper Railcars  
HPJX 20002-20092 (Not Inclusive)  
HPJX 40500-40624 (Not Inclusive)

Please record this Termination as a supplemental agreement to STB Recordation No. 22109 filed on April 8, 1999 at 9:30 AM. The filing fee of \$30.00 is included in our enclosed check.

Summary: Full Termination of Full Maintenance Lease Agreement dated as of February 26, 1998, as amended by Amendment No. 1 dated as of May 26, 1999 and Amendment No. 2 dated as of January 11, 2001 by Helm Financial Corporation for 56 open top hopper railcars, HPJX 20002-20092 (Not Inclusive) and HPJX 40500-40624 (Not Inclusive), to be filed as a supplemental agreement. Please file this Full Termination of Lease as a supplemental agreement to STB Recordation No. 22109.

Yours truly,

Sharon L. Van Fossan  
Supervisor Contract Administration

/svf  
Enclosures (2)

RECORDATION NO. 22109-D FILED

MAR 8 '04 12:54 PM

### FULL TERMINATION OF LEASE

THIS FULL TERMINATION OF LEASE ("Full Termination") is dated as of March 5, 2004, by  
HELM FINANCIAL CORPORATION, a California corporation ("Lessor").

SURFACE TRANSPORTATION BOARD

1. **Recitals.**

a. Lessor entered into the Full Maintenance Lease Agreement dated as of February 26, 1998, as amended by Amendment No. 1 dated as of May 26, 1999 and Amendment No. 2 dated as of January 11, 2001 ("Lease"), with **CSR Southern Aggregates**, a Georgia corporation, with respect to the fifty-six (56) railcars described in Schedule A attached hereto. The Lease is on file at the Surface Transportation Board of the Department of Transportation (f.k.a. the Interstate Commerce Commission) ("STB") under STB Recordation No. 22109 filed on April 8, 1999 at 9:30 AM, 22109-A filed on October 19, 1999 at 9:00 AM, 22109-B filed on July 30, 2001 at 12:37 PM and 22109-C filed on August 3, 2001 at 11:36 AM.

b. Lessor desires to execute this Full Termination to evidence for the public record the full termination of the Lease and of all the rights and obligations of Lessee with respect to the Units under the Lease.

**NOW, THEREFORE**, in consideration of the premises, Lessee does hereby acknowledge and confirm:

1. **Full Termination of Lease.** Lessor hereby declares for the public record that the Lease is formally fully terminated with respect to the Units and that all rights and obligations of the parties arising under the Lease with respect to the Units have forever ceased.

**IN WITNESS WHEREOF**, Lessor has executed this Full Termination to be executed as of the date first above written.

**HELM FINANCIAL CORPORATION**

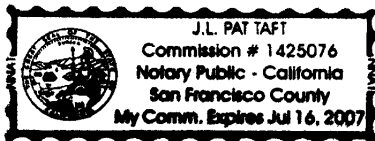
By: Barbara W. Wilson  
Name: Barbara W. Wilson  
Title: Senior Vice President Finance and CFO

STATE OF CALIFORNIA           )  
  ) S.S.  
COUNTY OF SAN FRANCISCO    )

On March 5<sup>th</sup>, 2004, before me, J. L. Pat Taft, personally appeared Barbara W. Wilson, Senior Vice President and Chief Financial Officer of **HELM FINANCIAL CORPORATION**,

X personally known to me **-OR-**  
— proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



Witness my hand and official seal.

  
SIGNATURE OF THE NOTARY

## SCHEDULE A

To the Full Termination of Lease dated March 5, 2004

**Equipment Description:** Fifty-six (56), 3,610 cubic foot capacity, 4-pocket, 45 degree slope sheet, open top hopper railcars equipped with rotary couplers. Built by Trinity in 1990.

### Reporting Mark & Numbers:

1	HPJX	*20002	41	HPJX	40582
2	HPJX	20005	42	HPJX	40583
3	HPJX	20019	43	HPJX	40585
4	HPJX	20041	44	HPJX	40587
5	HPJX	20044	45	HPJX	40590
6	HPJX	20070	46	HPJX	40592
7	HPJX	20081	47	HPJX	40598
8	HPJX	20087	48	HPJX	40599
9	HPJX	20092	49	HPJX	*40603
10	HPJX	40500	50	HPJX	40605
11	HPJX	40504	51	HPJX	40609
12	HPJX	40505	52	HPJX	40610
13	HPJX	40508	53	HPJX	40613
14	HPJX	40514	54	HPJX	40615
15	HPJX	40516	55	HPJX	40616
16	HPJX	40519	56	HPJX	40624
17	HPJX	40521			
18	HPJX	40529			
19	HPJX	40530			
20	HPJX	40534			
21	HPJX	40539			
22	HPJX	40546			
23	HPJX	40548			
24	HPJX	40549			
25	HPJX	40550			
26	HPJX	40551			
27	HPJX	40555			
28	HPJX	40558			
29	HPJX	40562			
30	HPJX	40563			
31	HPJX	40565			
32	HPJX	40568			
33	HPJX	40571			
34	HPJX	40572			
35	HPJX	40573			
36	HPJX	40575			
37	HPJX	*40577			
38	HPJX	40578			
39	HPJX	40580			
40	HPJX	40581			